

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2011-120240-002 DT

12/02/2011

HONORABLE JOSEPH KREAMER

CLERK OF THE COURT

E. Rosel

Deputy

STATE OF ARIZONA

PATRICK JOHNSON

v.

LUIS ARTURO BARRAGAN (002)

DOB: 2/25/1993

CORWIN A TOWNSEND

APO-SENTENCINGS-CCC

APPEALS-CCC

DISPOSITION CLERK-CSC

FINANCIAL SERVICES-CCC

RFR

US IMMIGRATION AND CUSTOMS

ENFORCEMENT

VICTIM SERVICES DIV-CA-CCC

SUSPENSION OF SENTENCE - PROBATION GRANTED

10:44 a.m.

State's Attorney:	Patrick Johnson
Defendant's Attorney:	Corwin Townsend
Defendant:	Present
Court Reporter:	Laura Ashbrook

Count(s) 1: WAIVER OF TRIAL: The Defendant knowingly, intelligently and voluntarily waived all pertinent constitutional and appellate rights and entered a plea of guilty.

IT IS THE JUDGMENT of the Court Defendant is guilty of the following:

OFFENSE: Count 1 (as amended) Criminal Trespass

Class 6 Felony

A.R.S. § 13-1504, 13-610, 13-701, 13-702 and 13-801

Date of Offense: 4/21/2011

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2011-120240-002 DT

12/02/2011

Non Dangerous - Non Repetitive

The Court is suspending imposition or execution of sentence and, under the supervision of the Adult Probation Department (APD), placing the defendant on probation for:

Count 1 Probation Term: 3 years

To begin 12/2/2011.

Condition 5 - If deported or processed through voluntary departure, will not return to the United States without legal authorization during the term of probation, and all conditions remain in effect except for

Condition 6: Report to the APD within 72 hours of sentencing, absolute discharge from prison, release from incarceration, or residential treatment and continue to report as directed. Keep APD advised of progress toward case plan goals and comply with any written directive of the APD to enforce compliance with the conditions of probation. Provide DNA testing if required by law.

Condition 8 - Request and obtain written permission of the APD prior to leaving the State.

Condition 15: Restitution, Fines and Fees:

RESTITUTION: Count 1 - \$3,910.62 payable \$100.00 per month, beginning 2/1/2012, to the following persons:

Matt Barhorst (Individual)	\$500.00
Mo Money Pawn (Business)	\$150.00
Ameriprise Auto & Home Insurance (Business)	\$3,260.62

IT IS ORDERED that restitution be paid jointly and severally with Parker Harrison in case number(s) CR2011-120240-001.

Restitution ledger provided; priority of payment as stated in the restitution ledger.

PROBATION SERVICE FEE: Count 1 - \$65.00 per month, beginning 2/1/2012.

PROBATION SURCHARGE: Count 1 - \$20.00 payable on 2/1/2012.

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2011-120240-002 DT

12/02/2011

Count 1: Time payment fee pursuant to A.R.S. § 12-116 in the amount of \$20.00, payable on 20.00.

All amounts payable through the Clerk of the Superior Court.

The Court retains jurisdiction for any future restitution hearings.

Condition 16 - Not consume or possess any substances containing alcohol.

Condition 19: Not have any contact with the victim(s) in any form, unless approved in writing by the APD.

Condition 22: Other - Defendant will not return to the residences of Matt Barhorst, Dominique Allen or Sheryl Mattis and will not have contact with the Co-Defendant.

Defendant is advised pursuant to § A.R.S. 13-805 that failure to maintain contact with the Probation Department may result in the issuance of:

1. A criminal restitution order in favor of the state for the unpaid balance, if any, of any fines, costs, incarceration costs, fees, surcharges or assessments imposed.
2. A criminal restitution order in favor of each person entitled to restitution for the unpaid balance of any restitution ordered.

IT IS FURTHER ORDERED Defendant be released from custody for this case only.

IT IS FURTHER ORDERED that Defendant must submit to DNA testing for law enforcement identification purposes and pay the applicable fee for the cost of that testing in accordance with A.R.S. § 13-610.

The Court has been informed that defendant was born in Mexico. In addition, the Court has been presented with sufficient evidence that defendant has been identified by federal authorities or a 287(g) officer as a person who is unlawfully present in the United States. Pursuant to A.R.S. § 11-1051(C) and Supreme Court Administrative Order 2010-91, the clerk shall send a copy of this order to the United States Immigration and Customs Enforcement.

10:50 a.m. Matter concludes.

This case is eFiling eligible: <http://www.clerkofcourt.maricopa.gov/efiling/default.asp>. Attorneys are encouraged to review Supreme Court Administrative Orders 2010-117 and 2011-10 to determine their mandatory participation in eFiling through AZTurboCourt.

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2011-120240-002 DT

12/02/2011

Defendant's right index fingerprint is permanently affixed to this sentencing order in open court.

/s/ HONORABLE JOSEPH KREAMER
JUDGE OF THE SUPERIOR COURT

(right index fingerprint)